

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patentee : Benfey et al.)
Patent No. : 6,809,234)
Issued : October 26, 2004)
Cnfrm. No. : 4702)
Filed : March 10, 1999)
For : SCARECROW GENE, PROMOTER AND)
USES THEREOF)

ASSERTION OF ENTITLEMENT TO SMALL ENTITY STATUS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.27(c), Patentees hereby notify the U.S. Patent and Trademark Office that small entity status is entitled to be asserted for the above-identified patent.

Respectfully submitted,

Date: March 4, 2009

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